



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Kevin O'Brien Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

September 16, 2014 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 9/9/14 and 9/16/14
 - b. Order for Payroll period ending 9/10/14 Bi-Weekly #19
 - c. Order for Supplemental Payroll period ending 9/10/14 Bi-Weekly #19
 - d. Internal Audit report of the FY2014 Bolivar Beach Parking Sticker Program (BBPSP) for the period of 10/1/13 - 7/31/14
 - e. Order for the monthly Workers' Compensation claims made by The Littleton Group for month ending 7/31/14
 - f. Certification of revenues pursuant to Local Government Code Section 111.0706: Reimbursement for damages to county road
- *2. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #18, August 14 - 27, 2014* submitted by Human Resources.

- *3. Receive and file *title change from Homeland Security Planner (Psn #2910100409 – Emergency Management) to Regional Planner* submitted by Human Resources.
- *4. Consideration of *approving exemption to the 4 pay period mandatory vacancy policy for Driver-TEP Program (Psn #10)* submitted by Human Resources on behalf of Parks and Senior Services.
- *5. Consideration of *approving Request for Promotion for Interim Director to Director of County Parks* submitted by Human Resources.
- *6. Consideration of a *Resolution in Support for Constitutional Amendment for State Highway Fund* submitted by Commissioner, Precinct 4.
- *7. Consideration of *approval of sponsorship for the Galveston Economic Development Partnership – 2014 Economic Development Summit* submitted by Commissioner, Precinct 4.
- *8. Receive and file *DAMC Program Request for Funds for Low Income Repair Assistance, Retrofit, and Accelerated Vehicle Retirement Program (LIRAP)* submitted by the County Judge.
- *9. Receive and file *Notice of Reappointment of the Galveston County Purchasing Agent for a two year term, Oath of Office for Rufus George Crowder* submitted by the Purchasing Agent.
- *10. Consideration of *authorization to approve a Retainer Agreement with Allison, Bass & Magee, LLP. for professional services* submitted by County Legal.
- *11. Consideration of *approval of Funding Parameters, Interlocal Cooperation Agreement and Memorandum of Understanding for operation of the Galveston County Juvenile Justice Alternative Education Program for the 2014-2015 School Year, and authorization for County Judge to execute said Interlocal Cooperation Agreement and Memorandum of Understanding* submitted by Juvenile Justice.
- *12. Consideration of *approval to amend the contract with Johnson Controls to monitor the 3 chillers at the Mid County Annex* submitted by Facilities.
- *13. Consideration of *approval of request that the AMOCO Federal Credit Union in Friendswood be substituted for the Friendswood Church of Christ as an Election Day polling location on November 4, 2014* submitted by the County Clerk.
- *14. Consideration of *approval of request by the Republican and Democrat Party Chairs that additional people be authorized to serve as judges/alternate judges during the November 4th election cycle* submitted by the County Clerk.

- *15. Consideration of a *Texas City Seawall permit to Dow Hydrocarbons and Resources LLC to install a 12" pipe across the Texas City Hurricane Levee Adjacent to the La Marque Pump Station and adjacent to the north east corner of the GCWA Reservoir* submitted by the County Engineer.
- *16. Consideration of *accepting deed on Parcel 118, required for the FM 646 project* submitted by Right of Way.
- *17. *Consideration of approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for U.S.M.C. Toys for Tots for use of the parking lot closest to the indoor pavilion at Walter Hall Park for a motorcycle toy run on Saturday, December 13, 2014 & Saturday, December 12, 2015* submitted by Parks & Senior Services.
- *18. Consideration of *approval of contract instructor agreement between Galveston County Department of Parks & Senior Services and Mary Richards for the purpose of ceramic instruction classes for FY2015*, submitted by the Parks & Senior Services Department.
- *19. Receive and file *full and final settlement for claimant Frank Pat Corder* submitted by County Legal.
- *20. Consideration of *approval for the Addendum to add maintenance and repair services to the existing Xerox contract* submitted by Information Technology.
- *21. Consideration of *approval of renewal of Extended Service Support for Poweredge M710HD servers with SHI* submitted by Information Technology.
- *22. Consideration of *approval of a contract with Dell for (4) Dell Poweredge M620 Blade Servers* submitted by Information Technology.
- *23. Consideration of *approval of a contract renewal with SHI for Maintenance Brocade 6510 Switch Support* submitted by Information Technology.
- *24. Consideration of *approval of software maintenance renewal with 3-C Technology for Password expiration Alerting with Netwrix Auditor-1000 licenses* submitted by Information Technology.
- *25. Consideration of *authorization to dispose of Salvage or Surplus Property* submitted by the Purchasing Agent.
- *26. Consideration to *authorize an extension on the following RFP/Bid* submitted by the Purchasing Agent:
 - a. RFP #B061039 On Site Medical Services
- *27. Ratification of *execution of FEMA Severe Repetitive Loss (SRL) Grant Contract*

between the Texas Water Development Board (TWDB) and Galveston County (County); TWDB Contract No. 1200011417, Amendment No. 2 submitted by the Housing Department (previously approved as a receive and file on 9/2/14) submitted by Housing Department.

- *28. Receive and file *Certification of Completion of Continuing Education for Cheryl E. Johnson as County Tax Assessor Collector and for Cheryl E. Johnson, Sheryl R. Swift and Racheal Crider to have maintained status as Professional County Collectors for 2014* Submitted by the Tax Assessor/Collector:

a.

Continuing Education Certification of Completion	ID 210529	Cheryl E. Johnson
Continuing Education Certification of Completion	ID 237882	Rachael Crider
Continuing Education Certification of Completion	ID 237884	Sheryl R. Swift

- *29. Consideration of *Request for Tax Refunds in Excess of \$2500.00* submitted by the Tax Assessor/Collector:

a.

R311198 \$3,928.65 Over Payment

- *30. Consideration of an *Order Authorizing the Release of Contraband Funds to Galveston County Chemical Dependency Treatment Facilities Licensed Under Chapter 464, Texas Health and Safety Code* as recommended by the Criminal District Attorney.

- *31. Consideration of *approval of a contract with Stacey Jones to provide mental health court-appointed services to Galveston County Probate Court* submitted by the District Attorney.

- *32. Consideration of *approval of a contract with J.Ted Mora to provide prosecutor services to Galveston County Criminal District Attorney* submitted by the District Attorney.

- *33. Receive and file *2015 Hot Check Budget & Financial Statement for 2132-127120 - October 2013 to August 2014* submitted by the District Attorney.

Action Agenda

34. County Judge

- a. Consideration of granting authority to County Judge to sign a Resale Deed on the following tax foreclosed property:

1. **CAD#: 5182-0070-0001-001**

35. **County Legal**

- a. Consideration of acceptance of settlement of Workers' Compensation Lien and authorizing Barry Willey to execute any necessary release documents.
- b. Consideration of authorizing an Interlocal Contractual Agreement concerning Breath Alcohol Technical Supervisor services with multiple governmental entities and Galveston County submitted by County Legal on behalf of District Attorney and Sheriff's Department.
- c. **Break into Executive Session.**
- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 12-CV-2637, Ashley Huff, et al v. Galveston County, in the 10th Judicial District Court.
- e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: rendering legal advice about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct conflicts with the Open Meetings Act relating to DJ # 204-74-343, The United States of America and Galveston County, Texas under the Americans with Disabilities Act.
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:12-CV-00215, Robert Powell, et al v. Galveston County, in the U.S. District Court for the Southern District of Texas, Galveston Division.
- g. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: rendering legal advice about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct conflicts with the Open Meetings Act relating to cancellation of property insurance coverage for certain County

facilities.

h. **Reconvene into Regularly Scheduled Session.**

36. **Housing Department**

a. Consideration of approval for the solicitation of a sealed bid for the sale of the following properties:

1. 1105 2nd Ave S Texas City, TX
2. 912 2nd Ave South Texas City, TX
3. 123 4th Ave N. Texas City, TX
4. 217 2nd Ave N. Texas City, TX

b. Consideration of approval of the following change orders for CDBG RD2 Housing:

1. GC200848
2. GC201172

37. **Professional Services**

a. Consideration of the following Budget Amendments:

1. 14-115-0916-A
Constable, Precinct #1 - Request an intradepartmental transfer to cover uniform expense through the end of the fiscal year 2014.
2. 14-110-0819-B
Facilities Services and Maintenance - Request funds for various projects which include enlarging the garage at the Mid County Annex, reinsulate two Trane Chillers at the Courthouse and replace three control dampers and actuators at the Justice Center.

38. **Purchasing**

a. Consideration of First Amendment to Agreement between Galveston County and each of the below listed SRL Elevation Contractors and authorization for County Judge to execute each such First Amendment; the SRL Elevation Contractors for which this First Amendment is sought are the following: Arkitektura Development, Inc.; DSW Homes, L.L.C.; Ducky Johnson House Movers, Inc.; and Expert House Movers, Inc.

Adjourn

WORKSHOP AGENDA

1. Discussion regarding requirements associated with posting notice of executive sessions under the Open Meetings Act.
 - a. **Break into Executive Session.**
 - b. **Executive Session:** Texas Government Code § 551.071, Consultation with Attorney: The Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act regarding notice requirements under the Open Meetings Act.
 - c. **Reconvene into Regularly Scheduled Workshop.**
2. Discussion on procuring an Election Mobile Application to enhance voter outreach and information submitted by County Clerk.

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.
